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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/644,931	08/21/2003	Cheol-Min Jeon	1349.1271	7373
21171	7590	11/27/2007		
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			EXAMINER SINGH, RAMNANDAN P	
			ART UNIT 2614	PAPER NUMBER
			MAIL DATE 11/27/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/644,931	Applicant(s) JEON, CHEOL-MIN	
	Examiner Ramnandan Singh	Art Unit 2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 04 September 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-23 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-23 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input checked="" type="checkbox"/> Other: <u>Non-Final Office Action</u> . |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-12, 15-23 are rejected under 35 U.S.C. 102(b) as being anticipated by Lipton et al [US 5,991,398].

Regarding claim 1, Lipton et al disclose a communication apparatus having a one-way speakerphone operation, as shown in Fig. 1, comprising:

a handset (32) connected to the communication apparatus by a transmit-receive line, for a two-way communication operation, wherein the transmit-receive line is enabled when the handset of the communication apparatus is off-hook [Fig. 1; col. 4, lines 31-65];

a speaker (22) outputting a sound of the handset communication by pressing speakerphone key 66, to implement the one-way speakerphone operation [Fig. 1; col. 1, lines 61-65; col. 4, lines 53-65];

an input key part (i.e. user interface 56) comprising a speakerphone selection key (66) to select the one-way speakerphone operation [Fig. 3; col. 6, lines 55-64] and a plurality of dial keys (62) for a dialing of communication apparatus [col. 3, lines 3-13]; and

a central control device (i.e. microcontroller) (100) controlling the one-way speakerphone operation of the speaker (22) during the two-way communication operation of the handset [Figs. 1-3; col. 4, lines 53-65; col. 5, lines 51-58; col. 6, lines 46-67];

wherein a conversation signal is transmitted through the speaker in response to the handset being off-hook [col. 4, lines 53-65], the one-way speakerphone operation selection key (66) signal being input [Figs. 1-4; col. 1, line 53 to col. 2, line 18; col. 2, line 54 to col.4, line 65], and the dialing having being completed is inherently present in the speakerphone set.

Claim 3 is essentially similar to claim 1 and is rejected for the reasons stated above.

Regarding claim 6, Lipton et al disclose a communication apparatus having a one-way speakerphone operation, as shown in Fig. 1, comprising:

a handset (32) configured in the communication apparatus by connection through a transmit-receive line, for a two-way communication operation [Fig. 1; col. 4, lines 31-65; col. 3, line 43 to col. 4, line 30];

a speaker (22) for one-way speakerphone operation [Fig. 1; col. 1, lines 61-65; col. 4, lines 53-65]; and

a control device (i.e. microcontroller) (100) controlling the one-way speakerphone operation of the speaker (22) during the two-way communication operation of the handset (32) [Figs. 1-3; col. 4, lines 53-65; col. 5, lines 51-58; col. 6, lines 46-67];

wherein the feature that a sound is not transmitted through the speaker until a dialing has been completed is inherently present in the speakerphone [Figs. 1-2; col. 3, line 43 to col. 4, line 30].

Claims 17, are essentially similar to claim 6 and is rejected for the reasons stated above.

Claim 21 is essentially similar to claim 17 except for a machine-readable storage storing information to enable a device to perform a method. Lipton et al further disclose a machine-readable storage storing information to enable a device to perform a method [col. 10, lines 56-64; col. 12, lines 33-48; col. 14, lines 36-57; col. 16, lines 25-42].

Regarding claim 23, Lipton et al disclose a communication apparatus for a one way operation and a two way communication operation of a conversation requiring dialing for connection, as shown in Fig. 1, comprising:

a handset (32) to perform the two-way communication operation [Fig. 1; col. 1, line 53 to col. 2, line 10; col. 2, line 54 to col. 3, line 14];

a speaker (22) located on the base (30), separate from the handset (32), to perform at least the one-way communication operation using the speakerphone key (66), while the handset is performing the two-way communication operation [Figs. 1-2; col. 4, lines 31-65; col. 3, line 44 to col. 4, line 30],

wherein the conversation is selectively presented through the speaker 22) in the one-way communication operation after-during the two-way communication operation after a dialing for the conversation has been completed also during the two-way communication operation [col. 4, lines 53-65].

Claim 22 is essentially similar to claim 22 and is rejected for the reasons stated above.

Regarding claim 2, Lipton et al further disclose the apparatus, wherein when the dial key signal is not input within a predetermined time of the handset being off-hook and with the one-way speakerphone function selection key signal being input, the central control device switches to an on-hook dial mode in which a user dials with the handset being on-hook, and the conversation signal is output through the speaker for a two-way speakerphone operation [Figs. 1-2].

Claim 4 is similar to claim 2 and is rejected for the reasons stated above.

Regarding claims 5, 18-19, the limitations are shown above.

Regarding claim 20, Lipton et al further disclose the method, wherein the on-hook dialing mode allows a user to communicate with another party through the speaker (22), in a two-way communication operation, while the handset is on-hook (i.e. handsfree operation) [Figs. 1-2; col. 3, lines 22-43].

Regarding claim 7, Lipton et al further teach the communication apparatus, wherein the transmit-receive line is enabled when the handset is off-hook [col. 4, lines 31-65].

Regarding claim 8, Lipton et al further teach the communication apparatus comprising an input key part (56) comprising a selection key (66) for the one-way speakerphone operation of the speaker and a plurality of dial keys (62) [Figs. 1-3; col. 4, lines 53-65; col. 6, lines 55-64; col. 3, lines 3-13].

Regarding claims 9-12, the limitations are shown above.

Regarding claims 15-16, Lipton et al further teach the communication apparatus comprising a memory device that stores user data and a program for the control device, wherein the memory device comprises a ROM and a DRAM [col. 10, lines 56-64; col. 12, lines 33-48; col. 14, lines 36-57; col. 16, lines 25-42].

Claim Rejections - 35 USC § 103

3. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
4. Claims 13-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Lipton et al as applied to claim 6 above, and further in view of Parks et al [US 5,877,746 A].

Regarding claims 13-14, although Lipton et al disclose using a user interface 56 with a processor (100) [Fig. 2; col. 5, lines 51-58;

col. 10, lines 56-64], Lipton et al do not teach expressly using a personal computer.

Parks et al teach a communication apparatus comprising a personal computer interface coupling a personal computer (42) to the control device, wherein the personal computer interface interfaces the communication apparatus and the personal computer to transmit information there between [Figs. 4, 17; col. 6, line 50 to col. 7, line 46].

At the time of the invention, it would have been obvious to a person of ordinary skill in the art to combine the teachings of Parks et al with Lipton et al in order to integrate the system using the computer interface [Parks et al; col. 6, lines 50-64].

NOTE: Applicant is invited, if so desired, to the USPTO for demonstration of a feature of a speakerphone, wherein "both the handset and the speaker are performing the same conversation simultaneously".

Response to Arguments

5. Applicant's arguments filed on Sep 04, 2007 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ramnandan Singh whose telephone number is (571) 272-7529. The examiner can normally be reached on M-TH (8:00-5:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (571) 272-7547. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for

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unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, appearing to read 'Ramnandan Singh', with a long horizontal stroke extending to the right.

Ramnandan Singh
Primary Examiner
Art Unit 2614